IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 2ND FEBRUARY 2007 / 13TH MAGHA 1928

WP(C).No. 3991 of 2006(A)

PETITIONER:

C.V.SHANKARAN, S/O.CHAMI,
MUTHUKURSSI DESOM, ELAD P.O.,
PERINTHALMANNA TALUK, MALAPPURAM DT.

BY ADV. SRI.A.MOHAMED MUSTAQUE
SRI.M.K.SUMOD

RESPONDENTS:
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1. SRI.MUNDAN, S/O.VELU,
PETTIKADUPARAMBU VEEDU, ELAD, P.O.MUTHUKURSSI,
PERINTHALMANNA TALUK, MALAPPURAM DT.

2. THE EXECUTIVE ENGINEER (KSEB),
PULAMANTHOLE, P.O.CHELAKKAD, PERINTHALMANNA.

3. THE ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL MAJOR SECTION, PERINTHALMANNA.

4. THE DISTRICT COLLECTOR,
MALAPPURAM.

BY GOVT. PLEADER SMT.N.SUDHA DEVI
JOSE.J.MATHAEICKAL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 3991 OF 2006-A

JUDGMENT

The petitioner is the owner of 50 cents of land in R.S.No.27/4 of Elamkulam amsom, Muthukurssi desom in Perinthalmanna taluk. The Electricity Board is proposing to draw a line over the said property, to give service connection to the 1st respondent. Objecting to the drawal of the line, the petitioner has preferred Ext.P3 representation before the Assistant Engineer of the K.S.E.B and Ext.P3(a) representation before the District Collector. Thereafter, this Writ Petition is filed, seeking a direction to respondents 2 and 3, not to erect any post in his property or draw electric line through it.

2. The learned standing counsel for the K.S.E.B., upon instructions, submitted that Ext.P3 is received by the Board. The same will be forwarded to the 4th respondent for appropriate orders.

3. It is ordered that no line shall be drawn through the property of the petitioner, unless orders are obtained from the District Magistrate or the

Additional District Magistrate concerned, as the case may be.

The Writ Petition is disposed of as above.

2nd February, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/